

1 JUDGE THOMAS O. RICE  
2

3 Braden Pence, WSBA #43495  
4 Joe Shaeffer, WSBA #33273  
5 Mika Rothman, WSBA #55870  
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10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF WASHINGTON AT SPOKANE

12 JAMES LEIGHTY,  
13 Plaintiff,  
14 v.

15 SPOKANE COUNTY, a municipal  
16 corporation; SHERIFF JOHN NOWELS,  
an individual; and SPOKANE COUNTY  
SHERIFF'S OFFICE, a subdivision of a  
municipal corporation,

17 Defendants.

18 No. 2:24-cv-00165-TOR

19 REPLY DECLARATION OF MIKA  
20 ROTHMAN IN SUPPORT OF  
21 PLAINTIFF'S MOTION FOR  
22 PRELIMINARY INJUNCTION

23 NOTED: JULY 8, 2024

*WITHOUT ORAL ARGUMENT*

I, Mika Rothman, declare as follows:

1. I am one of the attorneys for Plaintiff James Leighty. I am over the age  
of 18, and am competent to testify.

2. On June 19, 2024, SCSO posted on its Facebook page about an arrest  
of a suspect. **Exhibit 1** is a true copy of the post showing comments on the post that

DECLARATION OF MIKA ROTHMAN IN SUPPORT OF  
PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION - 1

No. 2:24-cv-00165-TOR

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1 remain visible on the SCSO Facebook page. Comments cited by Plaintiff in his  
2 Reply are highlighted on pages 4 and 5 of Exhibit 1.

3. On June 11, 2024, SCSO posted on its Facebook page about an arrest  
4 of a suspect. **Exhibit 2** is a true copy of the post showing comments on the post that  
5 remain visible on the SCSO Facebook page. Comments cited by Plaintiff in his  
6 Reply are highlighted on pages 3, 6, and 7 of Exhibit 2.

7. On May 28, 2024, SCSO posted on its Facebook page about an arrest  
8 of a suspect. **Exhibit 3** is a true copy of the post showing comments on the post that  
9 remain visible on the SCSO Facebook page. Comments cited by Plaintiff in his  
10 Reply are highlighted on pages 4 and 5 of Exhibit 3.

I declare under penalty of perjury of the laws of the United States of America  
and the State of Washington that the foregoing is true and correct.

DATED this 27th day of June, 2024, at Seattle, Washington.

/s/*Mika Rothman*  
Mika Rothman

**CERTIFICATE OF SERVICE**

I certify that on the date noted below I electronically filed this document entitled **Reply Declaration of Mika Rothman in Support of Plaintiff's Motion for Preliminary Injunction** with the Clerk of the Court using the CM/ECF system.

<p><b><u>EVANS, CRAVEN &amp; LACKIE, P.S.</u></b></p> <p>Heather C. Yakely, WSBA #28848            Savannah Youmans, Legal Assistant            818 W. Riverside, Suite 250            Spokane, WA 99201  <u><a href="mailto:hyakely@ecl-law.com">hyakely@ecl-law.com</a></u>  <u><a href="mailto:Syoumans@ecl-law.com">Syoumans@ecl-law.com</a></u></p> <p><i>Attorney for Defendants Spokane            County, John Nowels, and Spokane            County Sheriff's Office</i></p>	<input checked="" type="checkbox"/> Via Clerk of the Court (CM/ECF System) <input type="checkbox"/> Via Facsimile <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Via Email <input type="checkbox"/> Via Overnight Delivery
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DATED this 27th day of June, 2024, at Seattle, Washington.

/s/Olivia Doolan  
Olivia Doolan, Legal Assistant